

IN THE
Supreme Court of the United States

October Term, 1956

No. ~~609~~ 351

UNITED STATES OF AMERICA, *Appellant,*

v.

THE PROCTER & GAMBLE COMPANY,
COLGATE-PALMOLIVE COMPANY,
LEVER BROTHERS COMPANY and
THE ASSOCIATION OF AMERICAN SOAP AND
GLYCERINE PRODUCERS, INC., *Appellees.*

On Appeal from the United States District Court for the
District of New Jersey

**MOTION TO DISMISS OR AFFIRM ON BEHALF OF THE
ASSOCIATION OF AMERICAN SOAP AND GLYCER-
INE PRODUCERS, INC.**

ADRIEN F. BUSICK
JAMES T. WELCH
SHELBY FITZE

*Counsel for Appellee, The Asso-
ciation of American Soap and
Glycerine Producers, Inc.*

Of Counsel:

DAVIES, RICHBERG, TYDINGS & LANDA
1000 Vermont Avenue, N. W.
Washington 5, D. C.

January 2, 1957.

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INE PRODUCERS, INC.**

The appellee, The Association of American Soap
and Glycerine Producers, Inc., a defendant below,
pursuant to Rule 16 of the Supreme Court respect-

fully moves this Court either to dismiss the appeal or affirm the dismissal judgments on the grounds that these judgments of dismissal were originated, caused and consented to by the plaintiff, and that plaintiff's consent to dismissal has destroyed its right to appeal and has estopped plaintiff from challenging error in the dismissal.

Respectfully submitted,

ADRIEN F. BUSICK

JAMES T. WELCH

SHELBY FITZE

Counsel for Appellee, The Association of American Soap and Glycerine Producers, Inc.

Of Counsel:

DAVIES, RICHBERG, TYDINGS & LANDA
1000 Vermont Avenue, N. W.
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STATEMENT AND BRIEF

In support of the foregoing Motion, counsel for appellee, The Association of American Soap and Glycerine Producers, Inc., adopt the statements and briefs of counsel for the appellees, The Procter & Gamble Company, Colgate-Palmolive Company, and Lever Brothers Company, filed in this cause.

Respectfully submitted,

ADRIEN F. BUSICK

JAMES T. WELCH

SHELBY FITZE

Counsel for Appellee, The Association of American Soap and Glycerine Producers, Inc.

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